

HOUSE BILL 2264

By Favors

AN ACT to amend Tennessee Code Annotated, Section 63-1-134, relative to civil penalty assessments by health professional and facility licensure boards, councils and committees.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 63-1-134 is amended by deleting subdivisions (c)(1) and (c)(2) in their entirety and substituting instead the following language:

(c)(1) Civil penalties assessed pursuant to this section or any other section authorizing the assessment of civil penalties by any board, council or committee established in Titles 63 or 68 that is attached to the department, unless otherwise provided by law, shall become final, due and payable on the date the Order in which they are assessed becomes final pursuant to the Uniform Administrative Procedures Act; provided however, the boards, councils, committees or the department are authorized to order or enter into agreements for the payment of assessed civil penalties in installments which are due and payable beyond the date on which the assessment becomes final.

(c)(2) If the violator fails to pay an assessment when it becomes final, or according to the terms of an installment payment plan the department, in addition to taking further action against the violator's license, may apply to the appropriate court for a judgment and seek execution of such judgment.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.